

**SECOND DAY**

(Continued)

(Friday, February 3, 1950)

The Senate met at 10:00 o'clock a.m. and was called to order by the President pro tempore.

**At Ease**

At 10:05 o'clock a.m., the President pro tempore announced that the Senate would stand at ease subject to the call of the Chair.

The President pro tempore called the Senate to order at 10:30 o'clock a.m.

**Announcement of Committee Meeting**

Senator Strauss announced that the Committee on Nominations of the Governor would meet at 2:00 o'clock p.m. Monday, February 6, 1950 and not on Wednesday as previously announced.

**Recess**

On motion of Senator Bell, the Senate at 10:35 o'clock a.m., took recess until 11:00 o'clock a.m. Monday, February 6, 1950.

**Record of Votes**

Senators Phillips, Corbin and Kelly of Tarrant asked to be recorded as voting "nay" on the motion to recess.

**SECOND DAY**

(Continued)

(Monday, February 6, 1950)

**AFTER RECESS**

The Senate met at 11:00 o'clock a.m. and was called to order by the President pro tempore.

**Leave of Absence Granted**

Senator Carney was granted leave of absence for today on account of a death in the family on motion of Senator Aikin.

**Senate Resolution 7**

Senator Moffett offered the following resolution:

Whereas, Judge Claude Calloway of Crowell, Texas, former tax assessor

and former County Judge of Foard County and a former member of the House of Representatives in the Forty-eighth, Forty-ninth, and Fiftieth Texas Legislatures, is now in the Capitol building; and

Whereas, Judge Calloway is a highly respected citizen and has a long record of useful public service; therefore, be it

Resolved, That he be extended the privileges of the floor of the Texas Senate for the day.

The resolution was read and was adopted.

**Communication From State Board of Education**

The following communication received from the State Board of Education was laid before the Senate, read and referred to the Committee on Nominations of the Governor:

February 6, 1950

Honorable Grady Hazlewood  
President of the Senate and  
Members of the Senate  
Gentlemen:

The State Board of Education respectfully submits for your consideration and confirmation as State Commissioner of Education Dr. James Winfred Edgar of Travis County.

Respectfully submitted,  
State Board of Education  
R. B. ANDERSON  
Chairman.

**Senate Resolution 9**

Senator Cousins offered the following resolution:

Whereas, The Senior Class of Liberty High School of Liberty, Texas; John Samuel Austin, Harvard Davis, Cecil Donaho, Oscar Griffin, Bill Hargrove, Glover Henson, Pat Kelley, Valry Long, John Mearns, Jim Bob Roper, Gordon Scott, Danny Townsend, Jimmy Van Deventer, Hillary Wiggins, Lylene Bettis, Mary Bouslog, Pat Connor, Joyce Dougherty, Dana Ireland, Martha Jones, Juanita Koenig, Barbara Long, Mary Frances Morrison, Jo Ann Oliver, Marie Palma, Ima Jean Parrish, Eva Genia Richardson, Rosemary Rizzo, Margaret Smyth, Doroty Strub, Jackie Vanderhider, Clarice Vick, Jewell Woodward; together with their sponsors, Miss Lois Short, Mrs. W. O. Mearns

and Mr. Virgil Hargis, were visitors in the Senate on February 6, 1950; and

Whereas, The above referred to Senior Class has shown their desire to learn of the functions of their State Government so that upon reaching the age of voting, they can intelligently participate in their State Government; and

Whereas, The Senate of the State of Texas appreciates the interest shown by these students and their sponsors in the State Government by making this trip to Austin; now, therefore, be it

Resolved, By the Senate of the State of Texas, that the Senate expresses its appreciation to these students for their visit and that a copy of this resolution under seal of the Senate, be forwarded to each member of the Senior Class of Liberty High School and to Miss Lois Short, Mrs. W. O. Mearns and Mr. Virgil Hargis, as evidence of this recognition.

The resolution was read and was adopted.

#### Senate Bill on First Reading

On motion of Senator Lane and by unanimous consent, the rule designating the period for the introduction of bills was suspended in order that he might introduce the following bill, which was read first time and referred to the Committee on Finance.

By Senators Carney, Lane and Aikin:

S. B. No. 4, A bill to be entitled "An Act amending House Bill No. 321, Acts of the Regular Session, 51st Legislature, 1949; making an appropriation for the support, maintenance, and improvement of the State Hospitals, Special Schools, and other institutions included in said House Bill No. 321 for the fiscal year beginning September 1, 1950 and ending August 31, 1951; prescribing certain regulations and restrictions in respect to the expenditure of the appropriations; providing a savings clause and declaring an emergency."

#### Motion to Place House Concurrent Resolution 5 on Second Reading

Senator Bracewell moved to suspend the regular order of business to take up House Concurrent Resolution No. 5 for consideration at this time.

The motion was lost by the following vote:

#### Yeas—13

Bell	Lock
Bracewell	Moffett
Corbin	Morris
Cousins	Shofner
Harris	Strauss
Hazlewood	Weinert
Kelly of Tarrant	

#### Nays—17

Aikin	Martin
Ashley	McDonald
Bullock	Moore
Colson	Nokes
Hardeman	Phillips
Hudson	Proffer
Jones	Tynan
Kelley of Hidalgo	Vick
Lane	

#### Absent—Excused

Carney

#### Executive Session

On motion of Senator Strauss and by unanimous consent, the Senate at 11:20 o'clock a.m., agreed to hold an executive session immediately.

Accordingly, the floor and galleries were cleared of those not entitled to attend the executive session, and the doors leading from the Senate Chamber were closed.

At the conclusion of the executive session, the Secretary of the Senate informed the Journal Clerk that the following nomination of the Governor had been confirmed by the Senate:

To be a member of the State Board of Control for a 6 year term, to expire December 31, 1955:

R. C. Lanning of Jacksboro, Jack County.

#### In Legislative Session

The President pro tempore called the Senate to order as in Legislative Session at 11:28 o'clock a.m. today.

#### Address by Senator William A. Sullivan

The President pro tempore recognized Senator Cousins who announced that Senator William A. Sullivan of the State of Arizona was present in the Senate Chamber.

The President pro tempore request-

ed Senator Cousins to escort Senator Sullivan to the President's stand.

The President pro tempore then presented Senator Sullivan who addressed the Senate briefly.

#### Resolution Signed

The President pro tempore signed in the presence of the Senate, after giving due notice thereof, the following enrolled resolution:

S. C. R. No. 3, Providing for a joint session to hear an address by Honorable Stuart Symington.

#### Recess

Senator Morris moved that the Senate recess until 11:00 o'clock a.m. tomorrow.

Senator Kelly of Tarrant moved that the Senate adjourn until 11:05 o'clock a.m. tomorrow.

Question first recurring on the motion of Senator Kelly of Tarrant, yeas and nays were demanded.

The motion was lost by the following vote:

#### Yeas—8

Bracewell	Hazlewood
Bullock	Kelly of Tarrant
Cousins	McDonald
Hardeman	Nokes

#### Nays—22

Aikin	Martin
Ashley	Moffett
Bell	Moore
Colson	Morris
Corbin	Phillips
Harris	Proffer
Hudson	Shofner
Jones	Strauss
Kelley of Hidalgo	Tynan
Lane	Vick
Lock	Weinert

#### Absent—Excused

Carney

Question then recurring on the motion of Senator Morris, it prevailed.

The Senate accordingly at 11:35 o'clock a.m., took recess until 11:00 o'clock a.m. tomorrow.

In Memory of

**Honorable J. S. Cochran**

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(Senate Resolution 6)

Senator Lane offered the following resolution:

Whereas, On February 4, 1950, God in His Infinite Wisdom saw fit to call from this life the Honorable J. S. Cochran of Atlanta, Cass County, Texas; and

Whereas, Mr. Cochran was the father of Mrs. Howard A. Carney, the wife of one of our esteemed members, Howard A. Carney; and

Whereas, It is the desire of the Senate of Texas to recognize and to pay tribute to the memory and to the useful life of this outstanding Texan, and to express sympathy to his family; now, therefore, be it

Resolved, By the Senate of the State of Texas, that we extend to the surviving members of the family of J. S. Cochran, deceased, our profound sympathy, and be it further

Resolved, That a copy of this Resolution be printed in the Senate Journal as a memorial to him and that a copy be mailed to each member of the family; and when the Senate adjourns today it do so in memory of J. S. Cochran.

LANE

Signed—Grady Hazlewood, President pro tempore, Aikin, Ashley, Bell, Bullock, Carney, Colson, Corbin, Cousins, Hardeman, Harris, Hudson, Jones, Kelley of Hidalgo, Kelly of Tarrant, Lock, Martin, McDonald, Moffett, Moore, Morris, Nokes, Phillips, Proffer, Shofner, Strauss, Tynan, Vick, Weinert.

The resolution was read.

On motion of Senator Colson, the names of the President pro tempore and of all the Senators were added to the resolution as signers thereof.

The resolution was adopted unanimously.

**In Memory of**  
**Mrs. Frank H. Rawlings**

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(Senate Resolution 8)

Senator Kelly of Tarrant offered the following resolution:

Whereas, On Sunday, the 7th day of August, 1949, our Almighty God called from her earthly existence Mrs. Frank H. Rawlings, wife of one of the distinguished former members of this body, former Senator Frank H. Rawlings; and

Whereas, We realize that we must yield to the inscrutable ways of Providence and bow to the will of Him who doeth all things well; and

Whereas, Mrs. Rawlings was a resident of Tarrant County, Texas, for thirty-five years, and took an active part in the work of the First Methodist Church and in the University Place Garden Club; and

Whereas, Mrs. Rawlings is survived by three daughters, Mrs. Charles T. Toorraen, Long Beach, California; Mrs. Henry C. Jones, Jr., Fort Worth, and Mrs. Katherine Dillard, Dallas; a granddaughter, Shannon Howard of Fort Worth; and a sister, Mrs. Robert T. Wylie of Los Angeles, California; and

Whereas, It is the desire of the Senate of Texas to recognize and to pay tribute to the useful life of this woman and to express sympathy to her family; now, therefore, be it

Resolved, That we express to the members of the family of the deceased our sincere sympathy and regret upon the passing of Mrs. Frank H. Rawlings; that a copy of this resolution be mailed to the family of the deceased; and that when the Senate stands adjourned today it do so in respect to the memory of Mrs. Frank H. Rawlings.

The resolution was read and was adopted.

**In Memory of**

**Max E. Wolters**

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(Senate Resolution 10)

Senator Strauss offered the following resolution:

Whereas, Almighty God in His Infinite Wisdom, on April 8, 1949, called from this life, Max E. Wolters of Shiner, Lavaca County, Texas; and

Whereas, Max E. Wolters was born in Austin County, Texas, on July 13, 1864, and was educated in the schools at New Ulm, Texas and had been a resident of Shiner, Texas for the past 61 years; and

Whereas, For those 61 years he was actively associated in the firm of Wolters Brothers, engaging in the mercantile, banking and real estate business; and

Whereas, Max E. Wolters was a member of the Hermann Sons Lodge, the Woodmen, the K. of P. Lodge, the Chamber of Commerce, the Board of Education, City Council and Business Men's Club and the Lutheran Church of Shiner, Texas; and

Whereas, By the death of Max E. Wolters, the City of Shiner, Lavaca County and the State of Texas have lost an outstanding citizen, public servant, and civic leader; now, therefore, be it

Resolved, By the Senate of Texas, that we extend our sincere sympathy to the surviving members of the family of Max E. Wolters, and that we recognize with profound regret the irreparable loss suffered by his death, and be it further

Resolved, That a copy of this resolution be printed in the Journal and when the Senate adjourns today, it do so in memory of Max E. Wolters.

The resolution was read and was adopted.